



Practitioner's Docket No. U 016916-3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Hidemi ISHIKAWA, et al**

Application No.: **10/528,099**

Group No.

Filed: **March 16, 2005**

Examiner:

For: **COMPOSITION FOR USE AS SANITARY EARTHENWARE MATERIAL, METHOD FOR PRODUCTION THEREOF, METHOD FOR MANUFACTURING SANITARY EARTHENWARE USING SAID COMPOSITION**

**Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450**

REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.

NOTE: The PTO will not correct the filing receipt until the application is complete (in other words, the applicant files a response to the notice to file missing parts).

2. There is an error with respect to the following data, which is:

[] incorrectly entered

and/or

[x] Updated.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

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Date: October 3, 2007

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- ☐ transmitted by facsimile to the Patent and Trademark Office, to **(571)-273-8300**

Signature

Clifford J. Mass

(type or print name of person certifying)

Error in

1. [] Applicant's name
 2. [] Applicant's address
 3. [] Title
 4. [] Filing Date
 5. [] Serial Number
 6. [] Foreign/PCT Application
 7. [x] Other Correspondence Address

8. [x] Attorney Docket No.:

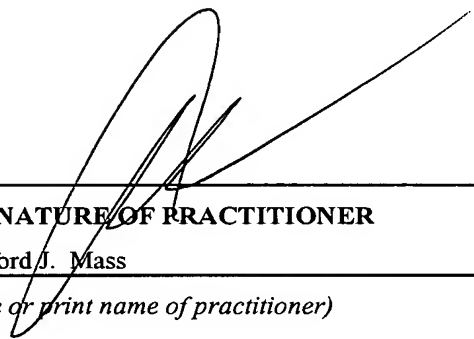
Correct data

1.
 2.
 3.
 4.
 5.
 6.
 7. Delete "26633
 HELLER EHRMAN WHITE &
 MCAULIFFE LLP
 1717 RHODE ISLAND AVE, NW
 WASHINGTON, DC 20036-3001 "
 and
 Insert -- 00140
 LADAS & PARRY LLP
 26 WEST 61ST STREET
 NEW YORK, NEW YORK 10023--
 8. Delete "40072-00164 "
 and
 Insert -- U 016916-3--

Reg. No.: 30,086

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SIGNATURE OF PRACTITIONER

Clifford J. Mass

(type or print name of practitioner)

P.O. Address

 c/o Ladas & Parry LLP
 26 West 61st Street
 New York, N.Y. 10023



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Patent*: _____

Issue Date: _____

Reexamination No.: _____

Issue Date: _____

Reissue: _____

Issue Date: _____

**NOTE: Insert name(s) of inventor(s) and title for patent.*

**Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450**

**STATEMENT UNDER 37 C.F.R. § 3.73(b)
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION**

NOTE: 37 CFR 3.73(b) states:

- (1) *"In order to request or take action in a patent or trademark matter, the assignee must establish its ownership of the patent ... property ... to the satisfaction of the Director. The establishment of ownership by the assignee may be combined with the paper that requests or takes the action. Ownership is established by submitting to the Office a signed statement identifying the assignee, accompanied by either:*

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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37 C.F.R. 1.10*

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Date: October 3, 2007

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Clifford J. Mass
(type or print name of person certifying)

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

- (i) *Documentary evidence of a chain of title from the original owner to the assignee (e.g., copy of an executed assignment). The documents submitted to establish ownership may be required to be recorded pursuant to § 3.11 in the assignment records of the Office as a condition to permitting the assignee to take action in a matter pending before the Office; or (ii) A statement specifying where documentary evidence of a chain of title from the original owner to the assignee is recorded in the assignment records of the Office (e.g., reel and frame number).*
- (2) *The submission establishing ownership must show that the person signing the submission is a person authorized to act on behalf of the assignee by:*
 - (i) *Including a statement that the person signing the submission is authorized to act on behalf of the assignee; or*
 - (ii) *Being signed by a person having apparent authority to sign on behalf of the assignee, e.g., an officer of the assignee.*

(c) *For patent matters only:*

- (1) *Establishment of ownership by the assignee must be submitted prior to, or at the same time as, the paper requesting or taking action is submitted.*
- (2) *If the submission under this section is by an assignee of less than the entire right, title and interest, such assignee must indicate the extent (by percentage) of its ownership interest, or the Office may refuse to accept the submission as an establishment of ownership."*

NOTE: "Section 3.73(b) is amended to remove the sentence requiring an assignee to specifically state that the evidentiary documents have been reviewed and to certify that title is in the assignee seeking to take action. The sentence is deemed to be unnecessary in view of the amendment to §§ 1.4(d) and 10.18." Notice of Oct. 10, 1997, 62 Fed. Reg. 53,131, at 53,174.

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

IDENTIFICATION OF ASSIGNEE

2. TOTO, LTD.

Name of assignee

CORPORATION

Type of assignee, e.g., corporation, partnership, university, government agency, etc.

NOTE: The Notice of April 30, 1993 (1150 O.G. 62-64) points out:

"The statement under 37 CFR 3.73(b) may be signed on behalf of the assignee in the following two manners if the assignee is an organization (e.g., corporation, partnership, university, government agency, etc.).

"(1) The statement may be signed by a person in the organization having apparent authority to sign on behalf of the organization. An officer (president, vice-president, secretary, or treasurer) is presumed to have authority to sign on behalf of the organization. The signature of the chairman of the board of directors is acceptable, but not the signature of an individual director. A person having a title (manager, director, administrator, general counsel) that does not clearly set forth that person as an officer of the assignee is not presumed to be an officer of the assignee or to have authority to sign the statement on behalf of the assignee. A power of attorney from the inventors in an organization to a practitioner to prosecute a patent application does not make the practitioner an official of an assignee or empower the practitioner to sign the statement on behalf of the assignee.

“(2) The statement may be signed by any person, if the statement includes an averment that the person is empowered to sign the statement on behalf of the assignee and, if not signed by a registered practitioner, the statement must be in oath or declaration form. Where a statement does not include such an averment, and the person signing does not hold a position in the organization that would give rise to a presumption that the person is empowered to sign the statement on behalf of the assignee, evidence of the person's authority to sign will be required.”

(complete the following, if applicable)

- ☒ I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.

BASIS OF ASSIGNEE'S INTEREST

Ownership by the assignee is established as follows:

A.

1. ☒ An assignment from the inventor(s) of the matter identified above, which was recorded in the PTO at
Reel 017102 Frame 0153
2. ☐ An assignment (document) separately being submitted for recordal herewith.

AND/OR

- B.** ☒ A chain of title from the inventor(s) to the current assignee as shown below:

1. From: HIDEMI ISHIKAWA
Name of inventor(s)
To: TOTO, LTD.
Recorded in PTO: Reel 017102, Frame 0153
2. From: KATSUHIRO KAWAKAMI
Name of inventor(s) or assignee
To: TOTO, LTD.
Recorded in PTO: Reel 017102, Frame 0153
3. From: TSUYOSHI OZEKI
Name of inventor(s) or assignee
To: TOTO, LTD.
Recorded in PTO: Reel 017102, Frame 0153
4. From: TAKACHIKA ARAKAWA
Name of inventor(s) or assignee
To: TOTO, LTD.
Recorded in PTO: Reel 017102, Frame 0153
(check item below, and add details, if applicable)
5. From: mitsuyoshi MACHIDA
Name of inventor(s) or assignee
To: TOTO, LTD.
Recorded in PTO: Reel 017102, Frame 0153

- ☐ Additional documents in the chain of title are listed in the attached Supplemental Sheet.

COPIES OF DOCUMENTS IN CHAIN OF TITLE

(complete this item, if copies are being sent)

- ☒ Copies of the assignment(s) or other document(s) in the chain of title are attached as follows:

| | | | | | | |
|-------------------------------------|---|-------------------------------------|---|--------------------------|---|----------------------------|
| <input type="checkbox"/> | A | <input type="checkbox"/> | 1 | <input type="checkbox"/> | 2 | |
| <input checked="" type="checkbox"/> | B | <input checked="" type="checkbox"/> | 1 | <input type="checkbox"/> | 2 | <input type="checkbox"/> 3 |

(X) 07, 13, 2007
date

(X) Teruo Kise
Signature of authorized person
(X) Teruo KISE
(type or print name of authorized person)

(X) President
Title of authorized person at assignee



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEBRUARY 01, 2006

PTAS



103105216A

JOHNNY A. KUMAR
HELLER EHRMAN WHITE & MCAULIFFE
1717 RHODE ISLAND AVENUE, N.W.
WASHINGTON, D.C. 20036

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 03/16/2005

REEL/FRAME: 017102/0153

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ISHIKAWA, HIDEMI

DOC DATE: 11/25/2004

ASSIGNOR:

KAWAKAMI, KATSUHIRO

DOC DATE: 11/22/2004

ASSIGNOR:

OZEKI, TSUYOSHI

DOC DATE: 11/22/2004

ASSIGNOR:

ARAKAWA, TAKACHIKA

DOC DATE: 01/06/2005

ASSIGNOR:

MACHIDA, MITSUYOSHI

DOC DATE: 11/22/2004

017102/0153 PAGE 2



ASSIGNEE:

TOTO, LTD.
1-1, NAKASHIMA 2-CHOME, KOKURA-
KITA-KU,
KITAKYUSHU-SHI
FUKUOKA-KEN, JAPAN

SERIAL NUMBER: 10528099

FILING DATE: 03/16/2005

PATENT NUMBER:

ISSUE DATE:

TITLE: COMPOSITION FOR USE AS SANITARY EARTHENWARE MATERIAL, METHOD FOR
PRODUCTION THEREOF, METHOD FOR MANUFACTURING SANITARY EARTHENWARE
USING SAID COMPOSITION

THERESA FREDERICK, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION



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Alexandria, VA 22313-1450**

CORRESPONDENCE ADDRESS

Please direct all communication to:

☒ **Ladas & Parry LLP
26 West 61st Street
New York, New York 10023**

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00140
PATENT TRADEMARK OFFICE

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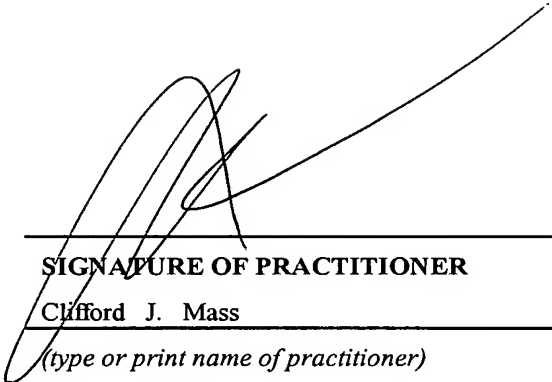
Clifford J. Mass
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Reg. No.: 30,086

Tel. No.: (212)708-1890



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